

NAME: **HIV HEALTH SERVICES PLANNING COUNCIL, SAN DIEGO COUNTY**

LEGAL AUTHORITY: Public Law 109-415, Resolution No.47 adopted 11/06/90, amended by Resolution No.72A adopted 12/18/90; Resolution No.40 adopted 4/2/91; Resolution No.11A adopted 11/5/91; Resolution No. 93-483 adopted 11/23/93(7); Resolution No. 94-434 adopted 11/1/94(14); Resolution No. 95-181 adopted 5/9/95(34); Resolution No. 96-165 adopted 7/23/96(6); Resolution No. 97-195 adopted 7/15/97(2); Resolution No. 99-334, adopted 11/16/99(14); Resolution No. 01-206 adopted 7/31/01 (6); Resolution No. 03-131 adopted 7/08/03(8), Resolution No. 04-147 adopted 08/03/04 (6), Resolution No. 05-92 adopted 6/21/05 (13), Resolution No. 06-007 adopted on 1/24/06 (8), and Resolution No. 06-126 adopted on 7/25/06 (1), Resolution No. 06-241 adopted on 12/12/06 (11).

MEMBERS APPOINTED BY & COMPOSITION:

The Council shall consist of forty-five (45) members. The Council shall reflect in its composition the demographics of the population of individuals with Human Immunodeficiency Virus (HIV) disease in San Diego County. The following persons shall be members of the Council:

- a. Member of the HIV Prevention Community Planning Board (HPCPB), elected by the membership of the HPCPB.
- b. A representative of the Office of AIDS, California Department of Health Services, nominated by the Director of the Office of AIDS and appointed by the Board of Supervisors.
- c. A representative of the Hospital Council of San Diego and Imperial Counties nominated by the Hospital Council and appointed by the Board of Supervisors.
- d. Director of the San Diego County Health and Human Services Agency, or designee.
- e. The Sexually Transmitted Disease Control Officer or designee.
- f. San Diego County Health Officer, or designee.
- g. A representative of the State Medicaid agency, nominated by the agency and appointed by the Board of Supervisors.
- h. A representative of a Health Resources Services Administration (HRSA) funded Ryan White Care Act (RWCA) Title IV program, nominated by the program and appointed by the Board of Supervisors.
- i. A representative of the AIDS Education and Training Center (AETC) program, nominated by the program and appointed by the Board of Supervisors.

- j. Six (6) additional members appointed by the Board of Supervisors. Each Supervisor shall nominate one member. The sixth member shall be nominated by the Chairperson of the Board of Supervisors pursuant to the recommendations of all Board Members. The sixth Member shall be the Chairperson of the Council. The members appointed by the Board of Supervisors shall serve during their terms at the pleasure of the Board of Supervisors, and any such member may be removed at any time by a majority vote of the Board of Supervisors or by the member's failure to meet the regularly scheduled meeting attendance requirements.
- k. Ten (10) additional members recommended by the Council's Membership Committee and appointed by the Board of Supervisors. The ten members shall include:
 - (1) A representative of mental health service providers;
 - (2) A representative of a HRSA administered RWCA Title III, subpart II, grantee;
 - (3) A representative of a federally qualified health center;
 - (4) A representative of substance abuse treatment providers;
 - (5) A representative of a community-based AIDS service organization;
 - (6) A representative of the grantee for the Housing Opportunities for People with AIDS (HOPWA) program;
 - (7) A representative of social services providers;
 - (8) A representative of providers of housing and homeless services;
 - (9) A representative of providers of HIV prevention services; and
 - (10) A representative of individuals, who were formerly Federal, State, or local prisoners, who were released from custody of the penal system during the preceding three years, and who had HIV disease as of the date on which the individuals were so released.
- l. Sixteen (16) additional members recommended by the Council's Membership Committee and appointed by the Board of Supervisors. The Council shall actively recommend persons to fill such positions for consideration by the Board of Supervisors. The members appointed by the Board of Supervisors pursuant to this subsection shall be individuals who are receiving HIV-related services under provisions of Title I of the RWCA. For purposes of this subsection, an individual shall also be considered to be receiving such services if the individual is a parent of, or a caregiver for, a minor child who is receiving such services. At least fourteen (14) persons appointed by the Board of Supervisors pursuant to this subsection shall be persons with HIV.

Persons appointed under this subsection shall not be officers, employees, or consultants to, and may not represent, any entity that receives RWCA Title I funding. Members appointed under this subsection shall reflect the demographics of the population of individuals with HIV disease in San Diego County. One of the members appointed in this subsection shall be a Co-Chair of the Council's HIV Consumer Committee.

- m. Four (4) additional members recommended by the Council's Membership Committee and appointed by the Board of Supervisors. One member shall be an African American Community leader. One member shall be a Hispanic Community leader. Pursuant to the RWCA of 1990 and its Amendments of 1996 and 2000, and in furtherance of its aims locally, preference shall be given in appointing members pursuant to this subsection m to individuals from disproportionately affected and historically underserved populations, such that the composition of the Council reflects the demographics of the HIV epidemic in San Diego County. Consideration in making these appointments shall be given so that there shall be at least one member of the Council appointed from the following communities: (i) Hispanic, (ii) African-American, (iii) Native American, (iv) Asian/Pacific Islander, (v) gay or lesbian communities, and (vi) women, or other under represented communities as may be identified from time to time by the Council and Board of Supervisors.

- n. **CONSUMER ALTERNATE PANEL:** The Board of Supervisors may appoint a three-member consumer alternate panel, recommended by the Council's Membership Committee, who shall substitute, with voting authority, for any member appointed under subsection m. The members appointed by the Board of Supervisors pursuant to this subsection shall represent the HIV affected communities, including individuals with HIV and immediate caregivers. Each consumer alternate member shall be able to fully participate in Council discussions, and may substitute, with authority, in the absence of one of the designated consumer members. Persons appointed under this subsection shall not be officers, employees, or consultants to, and may not represent, any entity that receives RWCA Title I funding. The Council shall adopt by-laws which specify the procedures for designating voting authority to consumer alternate members.

EXCLUSIONS: The Board of Supervisors shall not appoint an employee or officer of the County to serve on the Council to fill position (j), (l) or (m).

TERMS: Members (g) - (m) appointed by the Board of Supervisors shall serve a term of four years.

A member shall serve on the Council until a successor has been appointed. A member appointed to position (k), (l) or (m) shall be appointed for no more than two consecutive four-year terms. The term of membership shall begin at the date of appointment, regardless of the previous seat holder's term expiration date.

DUTIES: The Council shall have the following duties and responsibilities:

- a. Determine the size and demographics of the population of individuals with HIV disease in San Diego County.
- b. Determine the needs of such population, with particular attention to individuals with HIV disease who know their HIV status and are not receiving HIV-related services, and to disparities in access and services among affected subpopulations and historically underserved communities;
- c. Establish priorities for the allocation of RWCA emergency relief grant funds within the County of San Diego;
- d. Develop a comprehensive plan for the organization and delivery of health services in accordance with applicable RWCA requirements that is compatible with the Statewide Coordinated Statement of Need regarding the provision of health services to individuals with HIV;
- e. Assess the efficiency of the administrative mechanism in rapidly allocating RWCA funds to the areas of greatest need within San Diego County, and assess the effectiveness of the services offered in meeting the identified needs;
- f. Participate in the development of the Statewide coordinated statement of need initiated by the State Office of AIDS;
- g. Establish methods for obtaining input on community needs and priorities which may include public meetings, conducting focus groups, and convening ad hoc panels;
- h. Coordinate with Federal grantees that provide HIV-related services in San Diego County;
- i. Assist the Board of Supervisors in ensuring San Diego County's full and complete compliance with the Ryan White Comprehensive AIDS Resource Emergency Act of 1990 and its subsequent amendments.
- j. To advise and make recommendations to the San Diego County Board of Supervisors pertaining to HIV and AIDS care and treatment issues.

MEETING DATE

AND LOCATION: The Council shall meet no less than monthly and shall give public notice of the time and place of meetings in compliance with the requirements of the Brown Act. All meetings of the Council shall be open and public, and all persons shall be permitted to attend any meetings of the Council.

COMPENSATION: Members of the council shall serve without compensation. Council members may be reimbursed for expenses incurred in performing their duties including mileage reimbursement in accordance with Administrative Code section 472, provided that the Council allocates Ryan White CARE Act funds for this purpose, and that the Council adopts By-laws to govern the use of these funds. Transportation and childcare reimbursements shall be limited to those eligible members who are HIV positive.

FILINGS NECESSARY: Statement of Economic Interest - Form 700

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